

4-24-12 Livestock -- Verification of ownership through brand inspection -- Issuance of certificate of brand inspection -- Brand inspector may demand evidence of ownership -- Brand inspection of livestock seized by the federal government prohibited -- Exception.

- (1) A brand inspector, as an agent of the department, shall verify livestock ownership by conducting a brand inspection during daylight hours.
- (2) After conducting the brand inspection, the brand inspector, if satisfied that the livestock subject to inspection bears registered brands or marks owned by the owner of the livestock, shall issue a brand inspection certificate to the owner or owner's agent.
- (3) The brand inspector shall record the number, sex, breed, and brand or mark on each animal inspected together with the owner's name.
- (4) If any livestock subject to inspection bears a brand or mark other than that of the owner or, if no brand or mark appears on such livestock, the brand inspector may demand evidence of ownership such as a bill of sale or other evidence of ownership before issuing a brand inspection certificate.
- (5) A brand inspector may not issue a brand inspection certificate for any privately owned livestock seized by the federal government unless:
 - (a) the brand inspector receives consent from the livestock's owner;
 - (b) the owner is unknown; or
 - (c) the brand inspector receives a copy of a court order authorizing the seizure.

Amended by Chapter 378, 2010 General Session